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June 16, 2008

Via Facsimile

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Re: *Progressive Northern Insurance Co. v. Beltempo*
Civil Action No.: 7:07-cv-04033-CLB
Our File No.: 2563.0072

Ladies and Gentlemen:

We have been advised this date by chambers that Judge Brieant is ill and must adjourn the conference previously scheduled for Friday, June 20, 2008, in the above-referenced matter. Please mark your calendars accordingly.

On behalf of plaintiff Progressive Northern Insurance Company, we have advised the Court that plaintiff does not anticipate a need for further discovery, and that we are prepared to move forward with motions for summary judgment. We were advised in response that the Court can accommodate a return date in August if the motions are to be decided on the briefs, or a return date of September 12, 2008, if oral argument is requested.

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All Counsel of Record
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Please advise the undersigned at your earliest convenience whether you are agreeable to moving forward with summary judgment motions at this time, and whether you have a preference for the August (without oral argument) or September (with oral argument) return date. We will then coordinate the drafting of a suitable briefing schedule and inform the Court of same.

Thank you for your attention to this matter.

Very truly yours,
SCHINDEL, FARMAN, LIPSIOUS,
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Philip A. Bramson

PAB/lp

cc: Via Facsimile
Ms. Alice Cama, Chambers of The Honorable Charles L. Bricant (914.390.4085)